

Message Text

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ACTION EUR-08

INFO OCT-01 SS-14 ISO-00 NSC-05 NSCE-00 IO-03 SP-02 PM-03

CU-01 PRS-01 L-01 INR-05 INRE-00 SAJ-01 EURE-00

CIAE-00 DODE-00 RSC-01 SSO-00 /046 W

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O P 301616Z OCT 74

FM AMEMBASSY BONN

TO SECSTATE WASHDC IMMEDIATE 5964

USMISSION GENEVA PRIORITY

INFO AMEMBASSY MOSCOW

USMISSION USBERLIN

C O N F I D E N T I A L BONN 17015

LIMDIS

E.O. 11652: GDS

TAGS: CSCE, PFOR, XG

SUBJECT: CSCE: LANGUAGE ON FOUR POWER RIGHTS

REF: A) BONN 16884

B) GENEVA 6539

C) GENEVA 6524

1. AT FRENCH INITIATIVE, BONN GROUP CONSIDERED PRESENT SITUATION REGARDING FOUR POWER RIGHTS (QR) LANGUAGE AT MEETING OCTOBER 29. FRENCH REP (LUSTIG) CONFIRMED THAT THE SOVIETS IN GENEVA HAD CONTACTED THE FRENCH DELEGATION THERE ON QR, PASSING A PROPOSED TEXT AS FOLLOWS.

BEGIN TEXT: THE PARTICIPATING STATES NOTE THAT THE PRESENT (DOCUMENT) CANNOT AND WILL NOT AFFECT THE BILATERAL AND MULTILATERAL TREATIES AND AGREEMENTS, AS WELL AS THE ARRANGEMENTS IN CONFORMITY WITH INTERNATIONAL LAW PREVIOUSLY CONCLUDED BY THEM OR WHICH CONCERN THEM, AND THE RIGHTS AND OBLIGATIONS OF THE PARTICIPATING STATES STEMMING FROM THESE DOCUMENTS. END TEXT.

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2. AFTER LENGTHY DISCUSSION, ALL REPS AGREED THAT SOVIET TEXT WAS INSUFFICIENT. BY USE OF WORD "STEMMING" NEAR END OF TEXT THE RIGHTS COVERED WOULD BE ONLY CONTRACTUAL ONES, THUS LEAVING UNCOVERED THE ORIGINAL RIGHTS OBTAINED BY THE ALLIES AS RESULT OF VICTORY IN WW II. WORD "OBLIGATIONS" IS PROBLEM FOR FRG., SINCE TEXT THEN SUPPORTIVE OF CONTENTION THAT TREATIES AND OTHER INTERNATIONAL AGREEMENTS RESULT IN OBLIGATIONS FOR THIRD PARTIES. REPS BELIEVED THAT A POSSIBLE WAY TO PROCEED WOULD BE INSISTENCE VIS A VIS SOVIETS ON PRESENT TEXT (BONN 12710), BUT INDICATING FLEXIBILITY ON WHERE TEXT IS PLACED. ALL REPS AGREED TO PASS THESE CONSIDERATIONS TO CAPITALS AND TO GENEVA DELS.

3. REGARDING QUESTION RAISED REFTEL C, EITHER INTERPRETATION WOULD SEEM TO COVER US INTERESTS. UK, WHICH ORIGINATED THE ENGLISH VERSION OF THIS TEXT, HAS ACCEPTED THE FRENCH AND GERMAN TRANSLATIONS CONTAINED REFTEL C. WE WOULD THUS SEE NO US INTEREST SERVED IN REOPENING THIS PARTICULAR QUESTION.
HILLENBRAND

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NNN

Message Attributes

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